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16  
17 UNITED STATES DISTRICT COURT  
18 FOR THE NORTHERN DISTRICT OF CALIFORNIA

19 DANA GOLD, TAMMY EMERY, EDWIN  
20 MENDEZ and CHRISTOPHER MASSARO  
21 on behalf of themselves and all others  
22 similarly situated,

23 Plaintiffs,

24 v.

25 LUMBER LIQUIDATORS, INC., a Delaware  
26 corporation; and DOES1 through 200, inclusive,

27 Defendant.

Case No. 3:14-cv-05373-TEH

CLASS ACTION

**STIPULATION AND ~~PROPOSED~~  
ORDER EXTENDING TIME TO  
FILE BRIEFS RE: DEFENDANT'S  
MOTION TO DISMISS AND  
MOTION TO STRIKE PORTIONS  
OF FIRST AMENDED COMPLAINT**

1 The parties hereby **STIPULATE** as follows:

2 1. Plaintiffs' opposition to Defendant's motions to dismiss and to strike portions of  
 3 Plaintiffs' complaint shall be due on September 11, 2015.  
 4 2. Defendant's reply briefs shall be due on September 25, 2015.  
 5 3. The hearing on these motions, currently set for September 14, 2015, shall be reset to  
 6 a date convenient to the Court.

7 In addition, the parties recognize that this stipulation is filed four days prior to the first  
 8 existing deadline, which does not comply with Paragraph 3 this Court's Standing Order  
 9 requiring such motions five days prior. The parties apologize for any inconvenience to the  
 10 Court. The parties respectfully request that the Court enter this order despite it being submitted  
 11 late, on the basis that: 1) the stipulation is only one day late and is not being filed on the due  
 12 date of the opposition brief; 2) the tardiness arises from the fact that the stipulation was  
 13 finalized only this last weekend; and 3) the stipulation obviates the need for any party to file a  
 14 motion for administrative relief under Paragraph 3 of this Court's Standing Order.

15 Dated: August 10, 2015

16 By: /s/ Jeffrey B. Cereghino

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36 Dated: August 10, 2015

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5 *Counsel for Defendant*  
6 Lumber Liquidators, Inc.

## ORDER

Good cause appearing, the Court **ORDERS** as follows:

1. Plaintiffs' opposition briefs shall be due on September 11, 2015.
2. Defendant's reply briefs shall be due on September 25, 2015.
3. The motions shall be heard on October 19, 2015 at 10:00 AM.

**SO ORDERED.**

Dated this 12th day of August, 2015.

